

FISCAL IMPACT STATEMENT ON BILL NO. **S.1030, as amended**

(Doc. No. JUD1030.011)

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TO:	The Honorable Glenn McConnell, Chairman, Senate Judiciary Committee		
FROM:	Office of State Budget, Budget and Control Board		
ANALYSTS:	Harry Bell, Beth Campbell & R.J. Stein		
DATE:	May 5, 2006	SBD:	2006205

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AUTHOR:	Senator Gregory	PRIMARY CODE CITE:	28-1-10
SUBJECT:	Private Property Right Protection Act		

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ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:  
See Below

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:  
Minimal (Some additional costs expected but can be absorbed)

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**BILL SUMMARY:**

Senate Bill 1030, as amended, would enact the Private Property Right Protection Act. Among other things, the Bill would declare that only a condemnor shall exercise the power or eminent domain and must not delegate that authority to an entity that has not been so empowered by the State of South Carolina or the federal government.

**EXPLANATION OF IMPACT:**

The Senate and the House of Representatives

The Legislature indicates there will be an additional cost for the proposed Bill. The Eminent Domain Study Committee created by this Bill will consist of 9 members with a mix of 4 legislators and 5 non-legislators. The cost per legislator per one-day meeting is \$225 per person, and the cost per non-legislator per one-day meeting is \$190. The total cost would be \$1,850 per meeting.

Department of Transportation

The Department indicates costs associated with enactment would be minimal. Staff would have to be trained on new right-of-way procedures and there would be some additional staff time devoted to administering the right of first refusal.

Ports Authority and Public Service Authority (Santee-Cooper)

Enactment would have no impact on the agency or on the State General Fund or on Federal or Other Funds.

**LOCAL GOVERNMENT IMPACT:**

One locality indicated enactment would have a minimal impact on expenditures which could be absorbed. Another indicated a cost that could not be determined.

Approved by:



Don Addy  
Assistant Director, Office of State Budget